

The Honorable Ricardo S. Martinez

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON**

Civil Action No. 13-cv-01836-RSM

*In re Atossa Genetics, Inc.  
Securities Litigation*

**ORDER APPROVING ATTORNEYS' FEES  
AND EXPENSES**

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AND EXPENSES  
13-cv-01836 (RSM)

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Seattle, WA 98101-1170  
Tel.: (206) 223-2053

1 Plaintiffs' Counsel are hereby awarded attorneys' fees of 33% of the Settlement Amount  
2 (\$1,155,000) and reimbursement of expenses in the amount of \$62,704.91, and each of the Lead  
3 Plaintiffs are awarded compensatory awards of \$2,000. The attorneys' fees and expenses shall be  
4 paid to Plaintiffs' Counsel from the Settlement Fund. The award of attorneys' fees shall be  
5 allocated among Plaintiffs' Counsel in a fashion which, in the opinion of Lead Counsel, fairly  
6 compensates Plaintiffs' Counsel for their respective contributions in the prosecution of the  
7 Action.

8 In making this award of attorneys' fees and reimbursement of expenses to be paid from  
9 the Settlement Fund, the Court has considered and found that:

- 10 a. the Settlement has created a fund of \$3,500,000 in cash, plus interest thereon, and  
11 that numerous Class Members who submit acceptable Proofs of Claim will  
12 benefit from the Settlement created by Lead Counsel;
- 13 b. over 5,000 copies of the Notice were disseminated to putative Class Members  
14 indicating that Plaintiffs' Counsel was moving for attorneys' fees not to exceed  
15 one-third of the Settlement Amount and for reimbursement of expenses not to  
16 exceed \$75,000, as well as a compensatory award to Lead Plaintiffs not to exceed  
17 \$5,000 per Lead Plaintiff, and no objections were filed against the terms of the  
18 proposed Settlement or the ceiling on the fees and expenses requested by  
19 Plaintiffs' Counsel contained in the Notice;
- 20 c. the Action involved numerous difficult issues related to liability and damages;
- 21 d. Lead Counsel achieved the Settlement with skill, perseverance and diligent  
22 advocacy for the Class;
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- 1 e. had Lead Counsel not achieved the Settlement, there would remain a significant  
2 risk that Lead Plaintiffs and the Class may have recovered less or nothing from  
3 Defendants;  
4 f. Lead Counsel has devoted at least 1,526.3 hours, with a lodestar value of  
5 \$1,123,340, to achieve the Settlement;  
6 g. Lead Counsel pursued the Action on a contingent basis; and  
7 h. The Settlement was negotiated at arms'-length, and no evidence of fraud or  
8 collusion has been presented.  
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10 SIGNED this 20 day of July 2018.

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13 RICARDO S. MARTINEZ  
14 CHIEF UNITED STATES DISTRICT JUDGE  
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